



PATE PIERCE & BAIRD^{PC}
REGISTERED PATENT ATTORNEYS

550 PARKSIDE TOWER
215 SOUTH STATE STREET
SALT LAKE CITY, UTAH 84111
TELEPHONE: (801) 530-0330
FACSIMILE: (801) 530-5955
WWW.PATEPIERCEBAIRD.COM

A. JOHN PATE, Ph.D.
GARY D.E. PIERCE
HAL D. BAIRD
WARREN M. PATE
DANIEL P. NELSON†
STEPHEN J. PRESTON
LINDSAY B. LLOYD, Ph.D.†
BERNIE C. CHILD, PHARM.D.†
DEREK R. BAYLS*
BRENT C. McDONALD*
SCOTT R. FOISBERG*
RICHARD A. MICHELLEN, JR.*

OF COUNSEL:
JOSEPH J. JOYCE
KRISTIN A. VANORMAN
ALEXIS V. NELSON

* INACTIVE, MILITARY SERVICE
† LICENSED PATENT AGENT
* TECHNICAL CONSULTANT

RECEIVED
CENTRAL FAX CENTER

APR 10 2006

PATENTS
TRADEMARKS
COPYRIGHTS
TRADE SECRETS
UNFAIR COMPETITION
COMPUTER LAW
BIOTECH
LICENSING
FRANCHISING
LITIGATION

FACSIMILE COVER SHEET

TO: Examiner Kandasamy Thangavelu
U.S. PATENT AND TRADEMARK OFFICE

FROM: A John Pate

DATE: April 10, 2006

PAGES TO FOLLOW: 15

BEST AVAILABLE COPY

FAX NUMBER CALLED: (571) 273-8300

MESSAGE: Re: Applicant: Joseph V. Simmons et al.
Serial No.: 09/976,187
Filed: October 12, 2001
Title: HEATING, VENTILATING, AND AIR-
CONDITIONING DESIGN APPARATUS
AND METHOD
Art Unit: 2123

Please review the attached Amendment and contact me via telephone or e-mail at pate@patepiercebaird.com to schedule an interview with respect to the above-named application.

**— FOR DISCUSSION PURPOSES ONLY —
DRAFT – DO NOT ENTER**

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. It may contain privileged, confidential, attorney work product, or trade secret information which is exempt from disclosure under applicable laws. If you are NOT the intended recipient, or an employee or agent responsible for delivering the message to the recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this message in error, please notify us immediately by telephone and return the original message (and all copies) to us by mail at the above address. We will reimburse you for postage. Thank you.

IF YOU EXPERIENCE DIFFICULTY IN RECEIVING THIS TRANSMISSION,
PLEASE CALL (801) 530-0330

CREATE IT.
OWN IT.™

APR 10 2006

DRAFTDO NOT ENTER***DRAFT***DO NOT ENTER***

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on April ____, 2006.

Attorney for Applicant

PATENTDocket No. 3201.2.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Joseph V. Simmons et al.)
Serial No.:	09/976,187)
Filed:	October 12, 2001) Art Unit: 2123
For:	HEATING, VENTILATING, AND AIR-CONDITIONING DESIGN APPARATUS AND METHOD)
Examiner:	Kandasamy Thangavelu)

AMENDMENT "C"

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA, 22313-1450

Dear Sir:

Responsive to the communication from the Examiner mailed March 2, 2006, please reconsider the above-identified application in view of the following amendments and remarks.